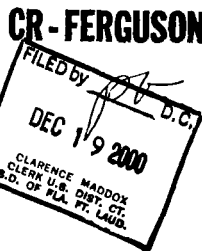


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

NO **00-6363**
18 U.S.C. § 401(3)
18 U.S.C. § 3146(a)(2)



UNITED STATES OF AMERICA,

MAGISTRATE JUDGE
SNOW

v.

EDGAR JOSE DUARTE,

Defendant.

INDICTMENT

The Grand Jury charges that:

COUNT I

On or about November 11, 2000, at Broward County, in the Southern District of Florida, the defendant,

EDGAR JOSE DUARTE,

knowingly and willfully, and in disobedience to and resistance to a lawful order and command of the United States District Court for the Southern District of Florida, given at Fort Lauderdale, Florida, on or about September 15, 2000, in United States v. Edgar Jose Duarte, Case No. 00-6093-Cr-Ferguson, did fail to surrender to commence serving his imprisonment term as ordered by the District Court; in violation of Title 18, United States Code, Section 401(3).

A handwritten signature in black ink, appearing to be "JD" or similar, located in the bottom right corner of the page.

COUNT II

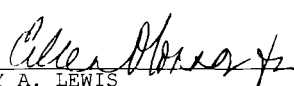
On or about November 11, 2000, at Broward County, in the Southern District of Florida, the defendant,

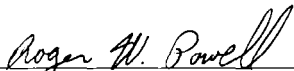
EDGAR JOSE DUARTE,

having previously been sentenced for a violation of Title 21, United States Code, Sections 846 and 841(a)(1), that is, conspiracy to possess with intent to distribute cocaine, and sentenced to serve 135 months' imprisonment, and having been released pending surrender by order of the United States District Court for the Southern District of Florida pursuant to Chapter 207 of Title 18, United States Code, Section 3141 et seq., in United States v. Edgar Jose Duarte, Case No. 00-6093-Cr-Ferguson, did knowingly and willfully fail to surrender to commence serving his imprisonment term as ordered by said Court, in that the defendant failed to surrender for service of sentence as ordered by said Court on September 15, 2000; in violation of Title 18, United States Code, Section 3146(a)(2).

A TRUE BILL

FOREPERSON


GUY A. LEWIS
UNITED STATES ATTORNEY


ROGER W. POWELL
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES OF AMERICA

CASE NO. _____

v.

CERTIFICATE OF TRIAL ATTORNEY*

EDGAR JOSE DUARTE

Superseding Case Information:

Court Division: (Select One)

New Defendant(s) Yes _____ No _____

Number of New Defendants _____

Total number of counts _____

 _____ Miami _____ Key West
☒ FTL _____ WPB _____ FTP

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) NO
List language and/or dialect _____

4. This case will take 2 days for the parties to try.

5. Please check appropriate category and type of offense listed below:

(Check only one)

(Check only one)

I	0 to 5 days	<input checked="" type="checkbox"/>	Petty	_____
II	6 to 10 days	_____	Minor	_____
III	11 to 20 days	_____	Misdem.	_____
IV	21 to 60 days	_____	Felony	<input checked="" type="checkbox"/>
V	61 days and over	_____		

6. Has this case been previously filed in this District Court? (Yes or No) NO

If yes:

Judge: _____ Case No. _____

(Attach copy of dispositive order)

Has a complaint been filed in this matter? (Yes or No) NO

If yes:

Magistrate Case No. _____

Related Miscellaneous numbers: 00-6093-CR-FERGUSON

Defendant(s) in federal custody as of _____

Defendant(s) in state custody as of _____

Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) NO

7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999? Yes ☒ No If yes, was it pending in the Central Region? Yes ☐ No

8. Did this case originate in the Narcotics Section, Miami? Yes ☒ No

Roger W. Powell
 ROGER W. POWELL
 ASSISTANT UNITED STATES ATTORNEY
 Florida Bar No. 341411

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
PENALTY SHEET**

Defendant's Name: EDGAR JOSE DUARTE No.: _____

Count #:1

CONTEMPT OF COURT

Title 18, United States Code, Section 401(3)

*Max. Penalty: A term of imprisonment or fine at Court's Discretion

Count #: 2

FAILURE TO SURRENDER

Title 18, United States Code, Section 3146(a)(2)

*Max. Penalty: 10 Years' Imprisonment, and a \$250,000 Fine

Count #:

*Max. Penalty:

Count #:

*Max. Penalty:

Count #:

*Max. Penalty:

UNITED STATES DISTRICT COURT

Southern District of Florida
Central Criminal Division

THE UNITED STATES OF AMERICA

^{VS.}
EDGAR JOSE DUARTE

INDICTMENT

18 USC §401(3)
18 USC § 3146(a)(2)

A true bill.

Foreperson

Filed in open court this _____ day,

of _____ A.D. 19 _____

Clerk

Bail, \$ _____